

**BOARD OF COUNTY COMMISSIONERS  
LAKE COUNTY, FLORIDA**

**REGULAR MEETING**

**JUNE 6, 2006**

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**COUNTY COMMISSIONERS**

**Catherine C. Hanson, Chairman  
Welton G. Cadwell, Vice Chairman  
Jennifer Hill, District #1  
Robert A. Pool, District #2  
Debbie Stivender, District #3**

**Cindy Hall, County Manager  
Sanford A. Minkoff, County Attorney  
James C. Watkins, Clerk to the Board**

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**DISCLAIMER**

**This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.**

**As a part of any public and formal meeting, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which all public comment and formal action is taken.**

**The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.**

## **ITEMIZED AGENDA**

**June 6, 2006**

9:00 A.M. Invocation

Pledge of Allegiance

### **I. AGENDA UPDATE**

Discussion regarding proposed revisions to today's Agenda.

### **II. MINUTE APPROVAL**

Tab 1 Approval of the following Minutes:

March 28, 2006	Regular Meeting
April 4, 2006	Regular Meeting
April 25, 2006	Regular Meeting
May 2, 2006	Regular Meeting

### **III. CLERK OF COURT'S CONSENT AGENDA**

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 10):

1. Contractor Bonds – New and Surety Rider – Approval.
2. List of warrants paid prior to this meeting, pursuant to Chapter 136.06(1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office – Acknowledge receipt.
3. Monthly Distribution of Revenue Traffic/Criminal Cases, for the month ending April 30, 2006, in the amount of \$173,459.18. Same period, last year: \$146,171.63 – Acknowledge receipt.
4. Report Number 2006-173 (April 2006), the Florida Bright Futures Scholarship Program, Operational Audit, from the State of Florida, Auditor General – Acknowledge receipt.
5. Comprehensive Annual Financial Report from the City of Tavares, for the year ended September 30, 2005 – Acknowledge receipt.

6. Report Number 2006-171 (April 2006), an Information Technology Audit of the Lake County District School Board Total Educational Resource Management System, from the Auditor General, State of Florida – Acknowledge receipt.
7. Central Lake Community Development District's Proposed Budget for Fiscal Year 2007, in accordance with Chapter 190.008(2) (b), Florida Statutes – Acknowledge receipt.
8. Pine Island Community Development District's Proposed Budget for Fiscal Year 2007, in accordance with Chapter 190.008(2) (b), Florida Statutes. The District will schedule a public hearing not less than 60 days from May 11, 2006, for adoption of same – Acknowledge receipt.
9. Meeting Notice – Southwest Florida Water Management District Governing Board Meeting Agenda for May 30-31, 2006, to be held at 9:00 a.m., at the Tampa Service Office, 7601 U.S. Highway 301 North, Tampa, Florida; and Approved Minutes of the Meeting of the Governing Board, held on March 28, 2006 – Acknowledge receipt.
10. City of Clermont, Florida, annexation Ordinance 552-M, which annexes a vacant parcel of land, contiguous to the present City boundaries, into the City limits of Clermont. Passed and ordained by the City Council of the City of Clermont, Lake County, Florida, on the 9<sup>th</sup> day of May 2006 – Acknowledge receipt.

#### IV. **COUNTY MANAGER'S CONSENT AGENDA** (Tab 3 through 29)

##### A. **Budget**

###### Tab 3

1. Budget transfer – General Fund, Department of Public Works, Fleet Maintenance Division. Transfer \$70,000.00 from Reserve for Contingency to Improvements Other Than Buildings. Funds needed for the purchase of a jet fuel tank for the Astatula fuel site and the installation and necessary site improvements for its operation and use by the Sheriff's Office. Funds available in Reserve for Contingency.

RECOMMENDATION: Approval

2. Budget transfer – General Fund, Office of Procurement Services, Document Services Division. Transfer \$41,401.00 from Operating Supplies and \$13,599.00 from Machinery and Equipment to Repair and Maintenance. Additional funds are needed to cover maintenance costs for Xerox color copies due to actual charges for prints per month exceeding the budgeted amount. Funds available in Operating Supplies due to the cost for the paper that the department order is credited to this object code. Funds available in Machinery and Equipment, as the cost of the document folder/inserters and booklet maker was less than budgeted.

RECOMMENDATION: Approval

3. Budget transfer – General Fund, Department of Environmental Services. Transfer \$40,533.00 from Reserve for Contingency to Contractual Services. Funding is needed for environmental remediation projects at the following Lake County sites: Minneola Barn initial site investigation - \$6,734.00; SR 33 accident site limited environmental assessment - \$13,710.00; PEAR Park soil sampling - \$3,540.00; and PEAR Park excavation - \$16,569.00. Funds available in Reserve for Contingency.

RECOMMENDATION: Approval

Tab 4

Approval of a Resolution which initiates the annual process for preparation of the Assessment Roll, authorizes the publication of the advertisement for the public hearing, provides direction to notice all affected parties of the proposed rates, and directs the imposition of Fire and Rescue Assessment fees for the Fiscal Year beginning October 1, 2006.

RECOMMENDATION: Approval

**B. Community Services**

Tab 5

Approval to apply for Economic Development Initiative (EDI) Special Project Grant in the amount of \$198,000.00, authorizing BCC Chair to sign and certify “Disclosure of Lobbying” form for submission and approval for James Bannon to execute other grant related documents.

RECOMMENDATION: Approval

Tab 6 Approval of distribution of Byrne grant funds among local jurisdictions applying for funding; signature by Chairman on original letters of support; approval for submission of applications for the Sheriff for School Resource Officer IV and the Lake County Detention Center for Technology Improvement; and signature on grant documents including application, certificate of acceptance, EEO certifications and subsequent grant related documents.

RECOMMENDATION: Approval

**C. Employee Services**

Tab 7 Approval of an offer to settle Nichole Forde's claim for property damage (County vehicle accident of 4-27-06), subject to the County Attorney's review and approval.

RECOMMENDATION: Approval

**D. Environmental Services**

Tab 8 Approval of Amendment Number 1 amending State Funds due to unanticipated revenue and a mid-year adjustment for cash carried forward from Fiscal Year 2004-2005; Resolution to recognize unanticipated revenue from vehicle sales; and Amendment 1 amending Local Funds due to a mid-year adjustment.

RECOMMENDATION: Approval

Tab 9 Approval of the Initial Assessment Resolution for Collection, Management, and Disposal of Solid Waste and Recovered Materials for Fiscal Year 2006-2007 and each fiscal year thereafter until discontinued or changed.

RECOMMENDATION: Approval

**E. Growth Management**

Tab 10 Approval of a Satisfaction and Release of Fine for Thomas E. Huffstutler and Patricia Vinson, Code Enforcement Case Number 2004090010.

RECOMMENDATION: Approval

**F. Procurement**

Tab 11 Approval of contracts with BCI Engineers & Scientists, Inc., Inwood Consulting Engineers, Inc., and Professional Engineering Consultants, Inc. for continuing on-call stormwater engineering services; and Camp Dresser & McKee, Inc. for the Astor Flood Study, in the amount of \$144,723.00.

RECOMMENDATION: Approval

Tab 12 Approval to waive the bidding process and contract through the Purchase Order process with PCE and Associates on a month to month basis for the rest of this fiscal year in an amount not to exceed \$35,000.00 for fulfillment services and related postage costs; and approval to place advertising with the Orlando Sentinel for twenty-six advertisements beginning June 30, 2006 and ending June 29, 2007 in the amount of \$50,000.00.

RECOMMENDATION: Approval

**G. Public Safety**

Tab 13 Approval of a Resolution renaming North Libby Road to Wilson Lake Parkway for the City of Groveland.

RECOMMENDATION: Approval

**H. Public Works**

Tab 14 Approval to release a Letter of Credit for Performance in the amount of \$3,168,074.00 posted for road improvements on Citrus Tower Boulevard in conjunction with an Agreement between Lost Lake Reserve, L.C., and Lake County; and execute a Resolution accepting the following road into the County Road Maintenance System: Citrus Tower Boulevard "Part" (County Road Number 1350).

RECOMMENDATION: Approval

Tab 15 Approval of the final plat for Biscayne Grove, and all areas dedicated to the public as shows on the Biscayne Grove plat, accept a maintenance bond in the amount of \$26,159.15; execute a Developer's Agreement for Maintenance of Improvements between Lake County and M/I Homes of Lake County, LLC; and execute a Resolution accepting the following road into the County Road Maintenance system: Biscayne Grove Lane (County Road Number 6549D). Biscayne Grove consists of 27 lots – Commission District 4.

RECOMMENDATION: Approval

Tab 16 Approval to release a Letter of Credit for Maintenance in the amount of \$31,027.00 for Biscayne Heights Phase III, which consists of 56 lots – Commission District 4.

RECOMMENDATION: Approval

Tab 17 Approval to release a Letter of Credit for Maintenance in the amount of \$40,161.00 for Glenbrook Phase II, which consists of 92 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 18 Approval to release a Letter of Credit for Maintenance in the amount of \$93,234.00 posted for Orange Tree Phase IV, which consists of 100 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 19 Approval to release a cash escrow in the amount of \$1,650.00 posted for Lake Nellie Shores, which consists of 38 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 20 Approval of the Resolution facilitating the Supplemental Local Agency Program Agreement for the Reconstruction of CR-561 Paved Shoulders & Seawall Damage Caused by Hurricane Jeanne; and execution of the Supplemental Local Agency Program Agreement with the Florida Department of Transportation for the Reconstruction of CR-561 Paved Shoulders and Seawall Damage caused by Hurricane Jeanne (FDOT FPN 418576-2-58-01 & 418576-2-68-02) – Commission District 2.

RECOMMENDATION: Approval

Tab 21 Approval to purchase CD-Plus Growth Management Module for Lake County from Perconti Data Systems, Inc.; and approval to transfer the funds, in the amount of \$40,000.00, from Public Works Special Reserve Fund.

RECOMMENDATION: Approval

Tab 22 Approval to cease road maintenance and remove a section of Alameda Sandra where it intersects with Oswalt Road.

RECOMMENDATION: Approval

Tab 23 Approval of the Agreement between Lake County Board of County Commissioners and the City of Clermont regarding Legends Way, Phase II. Legends Way is a two-lane collector road between Citrus Tower Boulevard and North Hancock Road. Phase I of the project has been completed.

RECOMMENDATION: Approval

Tab 24 Approval of a Purchase Agreement with Robert E. Allison and Samuel L. Allison, for right of way, and authorization for the Chairman of the Board of County Commissioners to sign any and all documents necessary for closing, in conjunction with the Lake Shore Drive (Number 1040)/Oswalt Road (Number 0840)/Loghouse Road (Number 0835) Intersection Project located in Clermont. This project is located in Impact Fee Benefit District 5, Commissioner District 2.

RECOMMENDATION: Approval

Tab 25 Approval of a Purchase Agreement with Kathleen L. Padgett, for right of way; and authorization for the Chairman of the Board of County Commissioners to sign any and all documents necessary for closing, in conjunction with the Edwards Road (Number 7009) Project, located in the Lady Lake area in Section 28, Township 18 South, Range 24 East. This project is located in Impact Fee Benefit District 3, Commissioner District 5.

RECOMMENDATION: Approval



Tab 26 Approval of a Purchase Agreement with Tony Evans, for right of way; and authorization for the Chairman of the Board of County Commissioners to sign any and all documents necessary for closing, in conjunction with the Edwards Road (Number 7009) Project, located in the Lady Lake area in Section 22, Township 18 South, Range 24 East. This project is located in Impact Fee Benefit Districts 3, Commissioner District 5.

RECOMMENDATION: Approval

Tab 27 Approval for the Interlocal Agreement with the City of Mt. Dora to fund final design of Lake Gertrude and Lake John Stormwater Improvements.

RECOMMENDATION: Approval

Tab 28 Approval to accept the final plat for Sorrento Springs Phase 4 and all areas dedicated to the public as shows on the Sorrento Springs Phase 4 final plat; accept a Performance Bond in the amount of \$286,836.76; and execute a Developer's Agreement for Construction of Improvements between Lake County and EMF Fund 1, LLC. Sorrento Springs Phase 4 consists of 277 lots – Commission District 4.

RECOMMENDATION: Approval

Tab 29 Approval of additional funds to complete the Minneola Fuel Tank Project, and the transfer of the additional funding, in the amount of \$5,205.00, from Special Reserve.

RECOMMENDATION: Approval

**V. PERSONAL APPEARANCES/PRESENTATION**

**A. PERSONAL APPEARANCES – 9:00 A.M. or as Soon Thereafter**

**1. BOARD/COMMITTEE CERTIFICATE PRESENTATIONS**

**Cultural Affairs Council**

Pat Huizing for service from 2003-2006  
Stanley North for service from 2004-2006  
Jennifer Phillips for service from 2004-2006

**Elder Affairs Coordinating Council**

Sue Tucker for service from 2003-2006

### **Historical Museum Advisory Committee**

Virginia Barker for service from 2003-2006  
Jacquelyn Hester for service from 2000-2006

### **Parks and Recreation Advisory Board**

Jimmy Conner for service from 2004-2006

### **Sales Surtax Oversight Advisory Committee**

Shawn Hill for service from 2002-2006  
Thomas Kelley for service from 2002-2006  
Dan Robuck, Jr. for service from 2002-2006

### **Mt. Plymouth-Sorrento Planning Advisory Committee**

Tommy Hight for service from 2004-2006

## **2. EMPLOYEE AWARDS**

### **Presentation of Award to Employees with Five Years of Service**

Thomas J. Schmedes, Senior Building Inspector, Growth Management/Building Services/South Lake Annex  
Jennifer L. Lowe, Permitting Specialist, Growth Management/Building Services/South Lake Annex  
David M. Sumner, Animal Control Officer, Public Safety/Animal Services

### **Presentation of Award to Employee with Ten Years of Service**

Steve R. Race, Fire Captain, Public Safety/Fire Rescue

### **Presentation of Award to Employee with Fifteen Years of Service**

Donald D. Stewart, Survey Technician II, Public Works/Engineering/Survey/Design

### **Presentation of Award to Employee with Twenty Years of Service**

Roseann M. Johnson, Contracting Officer, Procurement Services

### **Presentation of Award to Retiring Employee with 16 Years, 3 Months of Service**

Deann C. Schultz, Organizational Development Analyst, Employee Services

**Presentation of Award to Retiring Employee with 13 Years, 11 Months of Service**

Allan Hewitt, Water Resources Director, Environmental Services/Water Resources & Environmental Programs

**B. PRESENTATION– 9:00 A.M. or as Soon Thereafter**

**1. PRESENTATION**

Tab 30      **PRESENTATION:** Proclamation Declaring June 15 through 22, 2006 as Nursing Assistants' Week

**VI. COUNTY MANAGER'S DEPARTMENTAL BUSINESS (Tab 31 through 32)**

**A. Facilities**      Discussion and selection of the architectural and exterior envelope of the Property Appraiser/Tax Collector building. ***HLM will be presenting this information. Handouts to be provided at the meeting.***

**B. Procurement**

Tab 31      Approval of the contract for the Construction Manager for RSQ#05-094 to Centex Construction for the Renovation of the Judicial Center, Detention Center, Energy Plant, Multi-Level Parking Garage, Tax Collector and Property Appraiser Buildings. The Pre-Construction Lump Sum Fee will be \$600,000.00 inclusive of a Document Reproduction Allowance of \$100,000.00. The final construction cost for the project will not be determined until completion of the construction documents and negotiation with Centex on the Guaranteed Maximum Price (GMP). The GMP will be brought to the BCC as an amendment to the contract requiring BCC approval before construction. ***Backup to follow.***

**C. Public Works**

Tab 32      Discussion and direction regarding placement of a round about or cul-de-sac on Sullivan Road due to the concerns of residents about traffic encroachment.

**VII. OTHER BUSINESS (Tab 33 through 37)**

Tab 33      Appointment of individual to serve as District 4 representative on the Lake County Parks and Recreation Advisory Board to complete an unexpired term ending May 20, 2007.

- Tab 34      Appointment of individuals to vacant positions on the WellFlorida Council Board of Directors.
- Tab 35      Appointment of individuals to two vacant positions on the Elder Affairs Coordinating Council for the completion of unexpired terms ending January 31, 2007.
- Tab 36      Appointment of one representative from County Commission District 1 and one at-large representative to the Children's Services Council to complete unexpired terms ending May 14, 2007.
- Tab 37      Appointment of individuals to two vacant positions on the Mt. Plymouth-Sorrento Planning Advisory Committee.

### **VIII. REPORTS (Tab 38)**

#### **A. County Attorney**

- Tab 38      Approval of Lease Agreement between Lake County and SDG Macerich Properties, L.P. for Sheriff's office space at the Lake Square Mall; and approval of associated budget transfer in the amount of \$9,450.00.

#### **B. County Manager**

#### **C. Commissioner Hill – District #1**

#### **D. Commissioner Pool – District #2**

#### **E. Commissioner Stivender – District #3**

#### **F. Commissioner Hanson – Chairman and District #4**

#### **G. Commissioner Cadwell – District #5**

### **CITIZEN QUESTION AND COMMENT PERIOD**

At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration. NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.

**The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.**

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**Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.**

**Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.**

**TENTATIVE AGENDA**

**JUNE 13, 2006**

**9:00 A.M. Regular Meeting**

**TENTATIVE AGENDA**

**JUNE 20, 2006**

**9:00 A.M. Regular Meeting (Zoning and Road Vacations)**

**TENTATIVE AGENDA**

**JULY 11, 2006**

**9:00 A.M. Regular Meeting**

**9:00 A.M. PUBLIC HEARING: Special Assessment – Hilltop/Sorrento Paving Project  
or as Soon  
Thereafter**

**TENTATIVE AGENDA**

**JULY 18, 2006**

**9:00 A.M. Regular Meeting**

**TENTATIVE AGENDA**

**JULY 25, 2006**

**9:00 A.M. Regular Meeting (Zoning and Road Vacations)**

**TENTATIVE AGENDA**

**AUGUST 1, 2006**

**9:00 A.M. Regular Meeting**

**TENTATIVE AGENDA**

**AUGUST 8, 2006**

**9:00 A.M. Regular Meeting/Tentative**

**TENTATIVE AGENDA**

**AUGUST 15, 2006**

**9:00 A.M. Regular Meeting**

**TENTATIVE AGENDA**

**AUGUST 22, 2006**

**9:00 A.M. Regular Meeting (Zoning and Road Vacations)**